

Agency Activity Inventory
by Agency
Appropriation Period: FY 2008-09

Agency: E21 - Prosecution Coordination Commission

Functional Group: Law Enforcement &
Criminal Justice

151 Office of Solicitor State Appropriations

Judicial Circuits State Support (per capita allocation at a rate of \$0.99); salary/fringe for 16 elected Judicial Circuit Solicitors; expense allowance; salary/fringe for 16 Administrative Assistants (1 per Solicitor); and Richland, Kershaw and Saluda County and the 12th Judicial Circuit Drug Court Programs, Victim and Witness Assistance Programs, 1st Judicial Circuit and Domestic Violence Prosecution, Solicitor's Case Management System and DUI Prosecution.

Statewide Result Area: Improve the safety of people and property

Strategy: Provide for response and recovery following criminal activities and natural and/or man-made events.

FY 2008-09

Total	General Funds	Federal Funds	Health / Non-Recurring	CRF	Other Funds	FTEs
\$18,621,449	\$12,615,336	\$0	\$0	\$0	\$6,006,113	32.00

Other Fund - Subfund No & Title:

Subfund 3035 §14-1-213 - \$1,500,735 Proviso 89.62 - \$450,000, Proviso 90.2 - \$3,830,378 Proviso 90.3 - \$225,000

Budgetary Program No.: I, II

Expected Results:

These activities represent the total flow-thru recurring state dollars allocated to the Office of Solicitor. These activities include the per capita assistance to the Office of Solicitor at a rate of \$0.99, the salary/fringe benefits and expense allowances to the 16 constitutional officers, and 1 state funded administrative assistant to assist the Solicitor as well as state support for the Richland, Kershaw and Saluda County and the 12th Judicial Drug Court programs, Victim and Witness Assistance programs, 1st Judicial Circuit and Criminal Domestic Violence Prosecution, Solicitor's Case Management System, DUI Prosecution and CDV Prosecution. The "Judicial Circuits State Support" program is the sole state aid to the sixteen Judicial Circuit Solicitors. These monies are used to fund the Office of the Solicitor in the forty-six counties. This program enables the sixteen Judicial Circuit Solicitors to hire assistant solicitors, investigators and support staff for the prosecution of criminal cases in both General Sessions and Family Court. The "Judicial Circuits State Support" is apportioned among the circuits on a per capita basis.

Outcome Measures:

The South Carolina Court Administration is the State's repository of criminal records for both General Sessions Court and Family Court. Court Administration's year-end reports best describe the activities of the Office of Solicitor as it relates to adult and juvenile prosecutions. In the area of adult criminal prosecution for the fiscal year 2006-2007, the Solicitors of this State disposed of 124,171 General Sessions criminal warrants. In the area of juvenile criminal prosecution for fiscal year 2006-2007, the Solicitors of this State disposed of 16,405 Family Court petitions. South Carolina Court Administration's goal of the disposition of criminal cases within 180 days or less from the date of arrest is a significant factor in all prosecutorial decisions. Currently, 80% of all Family Court petitions are being disposed of within 365 days or less and 80% of all General Sessions warrants are being disposed of within 180 days or less.

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152 Administration

The South Carolina Commission on Prosecution Coordination was created by Sections 1-7-910 through 1-7-1000 to coordinate all activities involving the prosecution of criminal cases in the State. This function provides executive leadership, support, policy development and review, financial services, facilities management, personnel services, communications, training programs, legislative representation, inter-agency coordination and other related administrative services.

Statewide Result Area: Improve the safety of people and property

Strategy: Administration

FY 2008-09

Total	General Funds	Federal Funds	Health / Non- Recurring	CRF	Other Funds	FTEs
\$330,156	\$330,156	\$0	\$0	\$0	\$0	7.00

Other Fund - Subfund No & Title:

Budgetary Program No.: I, II

Expected Results:

1. Coordinate all administrative functions of the offices of the Solicitors and any affiliate services operating in conjunction with the Solicitors' offices; 2. Submit the budgets of the Solicitors and their affiliate services to the General Assembly; 3. Encourage and develop legal education programs and training programs for Solicitors and their affiliate services, organize and provide seminars to help increase the effectiveness and efficiency of the prosecution of criminal cases in this State, and act as a clearinghouse and distribution source for publications involving Solicitors and their affiliate services and provide legal updates on matters of law affecting the prosecution of cases in this State; 4. Provide blank indictments for the Circuit Solicitors; and 5. Assist the Solicitors in maintaining a Pretrial Intervention Program in each Judicial Circuit.

Outcome Measures:

The primary clientele served by this agency are the sixteen (16) Judicial Circuit Solicitors, the deputy and assistant solicitors throughout the State, the Judicial Circuit Victim/Witness Assistance Advocates and their programs, the Pretrial Intervention Directors and their programs representing the forty-six (46) counties of this State, and those Solicitor-based Investigators. The number of General Sessions Court and Family Court cases handled by the sixteen (16) Judicial Circuit Solicitors has consistently increased over the past decade. However, there is annually an increasing backlog of cases to be addressed. This increasing backlog is attributable to many factors including mandatory minimum sentences, 2 strikes/3 strikes statutory provisions, the implementation of Constitutional guarantees for victims, as well as increasing scientific and technological advancements in criminology. Without proper recurring funding of the Offices of Solicitor and other criminal and juvenile justice agencies, the backlog will continue to increase and cases will become more stale as they await their dispositional dates.

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153 State Office of Pretrial Intervention

Within the Commission is the State Office of Pretrial Intervention whose responsibility is to assist the Solicitor in each judicial circuit in establishing and maintaining a pretrial intervention program. The State Pretrial Intervention Coordinator/Special Projects and such staff which are necessary to assist in the implementation of the provisions of SC Code Sections 17-22-10 through 17-22-170 are within this office and other diversion programs.

Statewide Result Area: Improve the safety of people and property

Strategy: Provide for response and recovery following criminal activities and natural and/or man-made events.

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Total	General Funds	Federal Funds	Health / Non-Recurring	CRF	Other Funds	FTEs
\$47,463	\$47,463	\$0	\$0	\$0	\$0	1.00

Other Fund - Subfund No & Title:

Budgetary Program No.: I, II

Expected Results:

To monitor approximately 11,311 statewide applications per year and the associated accepted/rejected information on each participant; run generation reports weekly; and provide statistical information to the Office of Solicitor upon request.

Outcome Measures:

The State Office of Pretrial Intervention provides statewide training to all pretrial intervention personnel for compliance with the continuing educational requirements promulgated by the Commission. The State Office also provides new hire and software training so as to provide statewide uniformity free of charge.

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154 Child Abuse Prosecution Unit:

Within the Commission is the Child Abuse Prosecution Unit composed of an experienced attorney who prosecutes cases statewide involving traumatized child victims in rural districts/regions where resources are limited. A part-time Child

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Victim/Witness Assistance Advocate assists the Child Abuse Attorney by performing certain duties as mandated by Article 1, Section 24 of the Constitution of South Carolina and SC Code Section 16-3-1505 etc.

Statewide Result Area: Improve the safety of people and property

Strategy: Provide for response and recovery following criminal activities and natural and/or man-made events.

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Total	General Funds	Federal Funds	Health / Non-Recurring	CRF	Other Funds	FTEs
\$89,560	\$89,560	\$0	\$0	\$0	\$0	1.00

Other Fund - Subfund No & Title:

Budgetary Program No.: I. II

Expected Results:

While most of the cases are assigned for prosecution, there are those which involved only consultation and advise to the local jurisdictions. The Child Abuse Prosecution Unit also participates in parole hearings on behalf of the victims. Victim services are provided to child victims of physical abuse or sexual assault, adults survivors of sexual assault, and parents or guardians of abuse victims. The Child Abuse Prosecution Unit provides much needed standardized training for law enforcement, judges, prosecutors, victim advocates, health care providers and social service representatives. The Child Abuse Prosecution Unit publishes resource materials, manuals and provides updates on changes in the law.

Outcome Measures:

The primary clientele served by this agency are the sixteen (16) Judicial Circuit Solicitors, the deputy and assistant solicitors throughout the State, the Judicial Circuit Victim/Witness Assistance Advocates and their programs, the Pretrial Intervention Directors and their programs representing the forty-six (46) counties of this State, and those Solicitor-based Investigators. The number of General Sessions Court and Family Court cases handled by the sixteen (16) Judicial Circuit Solicitors has consistently increased over the past decade. However, there is annually an increasing backlog of cases to be addressed. This increasing backlog is attributable to many factors including mandatory minimum sentences, 2 strikes/3 strikes statutory provisions, the implementation of Constitutional guarantees for victims, as well as increasing scientific and technological advancements in criminology. Without proper recurring funding of the Offices of Solicitor and other criminal and juvenile justice agencies, the backlog will continue to increase and cases will become more stale as they await their dispositional dates.

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155 Traffic Safety Resource Prosecutor

Within the Commission is the TSRP Unit composed of a Traffic Safety Resource Prosecutor and one (1) full-time Administrative Assistant. Currently, this program is being funded by the Department of Transportation, National Highway

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Traffic and Safety Administration through the SC Department of Public Safety. The goal of the grant is to establish a clearinghouse of DUI related information for prosecutors, law enforcement, judges, and other entities to enhance the effective prosecution of DUI cases.

Statewide Result Area: Improve the safety of people and property

Strategy: Provide for response and recovery following criminal activities and natural and/or man-made events.

FY 2008-09

Total	General Funds	Federal Funds	Health / Non-Recurring	CRF	Other Funds	FTEs
\$162,334	\$0	\$162,334	\$0	\$0	\$0	0.00

Other Fund - Subfund No & Title:

Budgetary Program No.: I, II

Expected Results:

The grant provides for training of prosecutors, law enforcement, and summary court judges; newsletter publications; and telephone assistance; legal updates; and public awareness campaigns.

Outcome Measures:

The grant provides for (4) 2-day DUI trainings for law enforcement and summary court judges; (6) 1-day trainings for SC Highway Patrol; (2) 1-day summary court judges training; 4 newsletters and legal updates.

AGENCY TOTALS

Prosecution Coordination Commission

TOTAL AGENCY FUNDS	TOTAL GENERAL FUNDS	TOTAL FEDERAL FUNDS	TOTAL OTHER FUNDS
\$19,250,962	\$13,082,515	\$162,334	\$6,006,113
	TOTAL HEALTH/NON-RECURRING FUNDS	TOTAL CAPITAL RESERVE FUNDS	TOTAL FTEs
	\$0	\$0	41.00